



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

May 7, 1998

Ms. Elizabeth Lutton
Senior Attorney
City of Arlington
P.O. Box 231
Arlington, Texas 76004-0231

OR98-1160

Dear Ms. Lutton:

You ask whether certain information is subject to required public disclosure under chapter 552 of the Government Code. Your request was assigned ID# 115495.

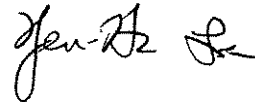
The City of Arlington (the "city") received a request for the names, addresses, and department of the city's employees who belong to the Arlington Municipal Employee Association. You state that you have released the employees' names to the requestor. You assert that the requested addresses are excepted from disclosure pursuant to section 552.117 of the Government Code. You have not asserted the requested department information is excepted from public disclosure; therefore, you must release this information to the requestor. Gov't Code § 552.301. We have considered your arguments and reviewed the representative sample of information submitted.¹

Section 552.117 excepts from required public disclosure the home addresses, home telephone numbers, social security numbers, or personal family members' information of public employees who request that this information be kept confidential under section 552.024. Therefore, section 552.117 requires you to withhold the requested addresses if a current or former employee or official requested that this information be kept confidential under section 552.024. *See* Open Records Decision Nos. 622 (1994), 455 (1987). You may not, however, withhold this information of a current or former employee who made the request for confidentiality under section 552.024 after this request for information was made. Whether a particular piece of information is public must be determined at the time the request for it is made. Open Records Decision No. 530 (1989) at 5.

¹In reaching our conclusion here, we assume that the "representative sample" of records submitted to this office is truly representative of the requested records as a whole. *See* Open Records Decision Nos. 499 (1988), 497 (1988). This open records letter does not reach, and therefore does not authorize the withholding of, any other requested records to the extent that those records contain substantially different types of information than that submitted to this office.

We are resolving this matter with an informal letter ruling rather than with a published open records decision. This ruling is limited to the particular records at issue under the facts presented to us in this request and should not be relied on as a previous determination regarding any other records. If you have any questions regarding this ruling, please contact our office.

Yours very truly,

A handwritten signature in black ink, appearing to read "Yen-Ha Le".

Yen-Ha Le
Assistant Attorney General
Open Records Division

YHL/rho

Ref.: ID# 115495

Enclosure: Submitted document

cc: Mr. C. Bruce Deramus
City of Arlington
P.O. Box 231
Arlington, Texas 76004-0231
(w/o enclosure)